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ATTORNEY FOR ARLINGTON ISD, ET AL.

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION**

IN RE: Chapter 11

CIRCUIT CITY STORES, INC., et al. §

Case No. 08-35653-KRH

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Debtors. Jointly Administered

**MOTION OF A. CARTER MAGEE, JR. FOR AN ORDER  
AUTHORIZING ELIZABETH BANDA TO APPEAR *PRO HAC VICE*  
PURSUANT TO LOCAL BANKRUPTCY RULE 2090-1(E)(2)**

A. Carter Magee, Jr. (the “Movant”), a member in good standing of the Bar of the Commonwealth of Virginia, an attorney admitted to practice before the United States Bankruptcy Court for the Eastern District of Virginia (the “Court”), and a partner with Magee, Foster, Goldstein & Sayers, P.C., hereby moves this Court to enter an order substantially in the form of the proposed order as Exhibit A, authorizing Elizabeth Banda of Perdue, Brandon, Fielder, Collins & Mott, L.L.P. to appear *pro hac vice* before this Court to represent Arlington ISD, Alief ISD, Baybrook MUD 1, Brazoria County, Brazoria County MUD #6, Burleson ISD, Carroll ISD, City of Cedar Hill, City of Hurst, City of Lake Worth, City of Wichita Falls, Clear Creek ISD, Fort Bend ISD, Fort Bend LID 2, Fort Worth ISD, Galena Park ISD, Hidalgo County & H.C. Drainage District

#1, Humble ISD, Lubbock CAD, Midland County Tax Office, Potter County Tax Office, Tyler ISD, Wichita County, Wichita Falls ISD, Woodlands Metro MUD, and Woodlands RUD #1 (the “School Districts”), secured creditors pursuant to ad valorem taxes in the above-captioned chapter 11 bankruptcy cases pursuant to Rule 2090-1 (E)(2) of the Local Bankruptcy Rules of the United States Bankruptcy Court for the Eastern District of Virginia (the “Local Bankruptcy Rules”). In support of the Motion, the Movant states as follows:

1. Elizabeth Banda is admitted, practicing, and in good standing as a member of the bar of the State of Texas and the United States District Court for the Eastern District of Texas. Ms. Banda has been practicing law since 1998. There are no disciplinary proceedings pending against her.

**WAIVER OF MEMORANDUM OF LAW**

2. Pursuant to Local Bankruptcy Rule 9013-1(G), and because there are no novel issues of law presented in this Motion, the Movant requests that this Court waive the requirement that all motions be accompanied by a written memorandum of law.

**NO PRIOR REQUEST**

3. No prior request for the relief sought herein has been made to this Court in these bankruptcy cases or to any other court.

4. I, A. Carter Magee, Jr., am a member of this bar and I, or another attorney in my firm that is a member of the bar of this Court, will appear with Ms. Banda at all hearings she attends.

**WHEREFORE**, A. Carter Magee, Jr., respectfully requests that this Court enter an order, substantially in the form attached hereto as Exhibit A, (i) authorizing Elizabeth Banda to appear *pro hac vice* in association with the Movant as attorney for the School Districts in

connection with the above-captioned chapter 11 cases and (ii) granting such other and further relief as is just and proper.

Dated: November 26, 2008

Respectfully submitted,

/s/ A. Carter Magee, Jr.

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**CERTIFICATE OF SERVICE**

I certify that on November 26, 2008, I electronically filed the foregoing motion with the United States Bankruptcy Court for the Eastern District of Virginia which caused electronic notifications of filing to be served on all registered users of the ECF system that have filed notices of appearance in this case.

/s/ A. Carter Magee, Jr.

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